

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEW MEXICO**

MARCUS HAHN,

Plaintiff,

v.

No. CIV 09-583 JB/RLP

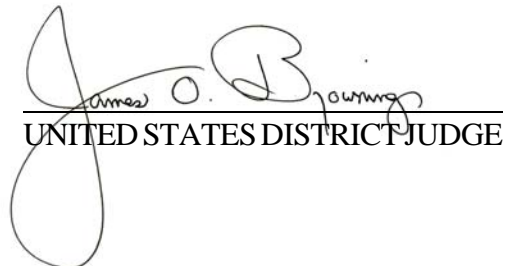
BERNALILLO COUNTY SHERIFF'S  
OFFICE and STATE OF NEW MEXICO,

Defendants.

**ORDER**

**THIS MATTER** comes before the Court on the Defendants' objections to the Magistrate Judge's Report and Recommendation, and the Court having conducted a *de novo* review of the record, finds that the objections are not well-taken and that the Magistrate Judge's Report and Recommendation shall be adopted by the Court.

**IT IS ORDERED** that: (i) the Magistrate Judge's Report and Recommendation is adopted by the Court and the Bernalillo County Sheriff's Office and the State of New Mexico's Motion to Dismiss (Doc. 22) is denied; and (ii) the case shall be remanded to the Second Judicial District Court, County of Bernalillo, State of New Mexico.

  
UNITED STATES DISTRICT JUDGE

*Parties and Counsel:*

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